

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 58th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON TAXATION**

**Call to Order:** By **CHAIRMAN DANIEL FUCHS**, on January 22, 2003 at 9:00 A.M., in Room 152 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Daniel Fuchs, Chairman (R)  
Rep. Ronald Devlin, Vice Chairman (R)  
Rep. Ron Erickson, Vice Chairman (D)  
Rep. Joan Andersen (R)  
Rep. Joe Balyeat (R)  
Rep. Gary Branae (D)  
Rep. Eileen J. Carney (D)  
Rep. Jill Cohenour (D)  
Rep. Larry Cyr (D)  
Rep. Gary Forrester (D)  
Rep. Kim Gillan (D)  
Rep. Verdell Jackson (R)  
Rep. Bob Lake (R)  
Rep. Carol Lambert (R)  
Rep. Jesse Laslovich (D)  
Rep. Jim Peterson (R)  
Rep. John (Jack) W. Ross (R)  
Rep. Karl Waitschies (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Pamela Schindler, Committee Secretary  
Jeff Martin, Legislative Branch

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed.

**Video-Taped Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

**Committee Business Summary:**

Hearing & Date Posted: HB 345, 1/20/2003  
Executive Action: HB 310, Tabled  
HB 275, Do Pass Failed, tie vote

9:00 a.m. **CHAIRMAN FUCHS** called meeting to order and distributed an exhibit related to HB 310 previously heard by this committee

**EXHIBIT**(tah13a01)

**HEARING ON HB 345**

**Sponsor:** REP. BROWN, HD 14, Billings, Montana

**Opening Statement by Sponsor:**

9:03 a.m. REP. BROWN

**Proponents' Testimony:**

9:05 a.m. Kris Goss, Governor's Office

9:08 a.m. Dave Pyrer, Montana Rural Educator's Association

**Opponents' Testimony:**

9:10 a.m. Mike Kaddis, Mayor, City of Missoula

9:15 a.m. Alec Hanson, League of Cities and Towns

9:18 a.m. REP. KASTEN, HD 99, Brockway, Montana

**EXHIBIT**(tah13a02)

9:21 a.m. Eric Griffin, Lewis and Clark County Public Works

9:22 a.m. William Duffield, Montana Association of Oil and Gas  
Companies

9:23 a.m. Cory Hegreberg, Montana Contractor's Association

9:24 a.m. Dave Aune, Entranco Engineers

9:31 a.m. Patrick Murtaugh, Montana Engineering  
City of Gardner

9:31 a.m. Nick Murnion, City of Jordan, Montana

9:38 a.m. **Erin Lutts, Mid-Rivers Telephone Co-op**

9:40 a.m. **Steve Wade, Montana Rural Water Systems**

9:40 a.m. **Joe Mazurek, City of Great Falls, Montana**

9:40 a.m. **REP. MALCOLM-HD 25, Emigrant, Montana**

9:41 a.m. **Bob Church, City of Scobey, Montana**

9:43 a.m. **Richard Isle, City of Wolf Point, Montana**

**Informational Testimony:**

9:43 a.m. **Jim Edgcomb, Montana Department of Corrections  
Treasure State Endowment Program**

**Questions from Committee Members and Responses:**

9:44 a.m. **REP. LAKE**

9:44 a.m. **Alec Hanson**

**EXHIBIT (tah13a03)**

9:45 a.m. **REP. LASLOVICH**

9:45 a.m. **REP. BROWN**

9:46 a.m. **Jim Edgcomb**

9:47 a.m. **REP. LAZLOVICH**

9:47 a.m. **Jim Edgcomb**

9:48 a.m. **REP. BALYEAT**

9:49 a.m. **Jim Edgcomb**

9:51 a.m. **REP. BALYEAT**

9:51 a.m. **REP. BROWN**

9:52 a.m. **REP. ERICKSON**

9:53 a.m. **REP. BROWN**

9:54 a.m. **REP. ERICKSON**

9:55 a.m. **REP. CARNEY**

9:55 a.m. **Patrick Murtagh**

9:56 a.m. **REP. WAITSCHES**

9:57 a.m. **REP. BROWN**

9:58 a.m. **REP. DEVLIN**

9:58 a.m. **Jim Edgcomb**

9:59 a.m. **REP. LAMBERT**

9:59 a.m. **Jim Edgcomb**

10:00a.m. **REP. FUCHS**

10:00a.m. **REP. BROWN**

10:00a.m. **REP. FUCHS**

10:00a.m. **REP. BROWN**

**Closing by Sponsor:**

10:00a.m. **REP. BROWN**

10:03a.m. **Committee Breaks before Executive Action**

10:13a.m. **CHAIRMAN FUCHS calls Committee back to order**

**EXECUTIVE ACTION ON HB 310**

10:14a.m. **REP. LAMBERT**

**Motion:** **REP. LAMBERT** moved that **HB310 DO PASS.**

**Discussion:**

10:14a.m. **Jeff Martin**

10:15a.m. **REP. PETERSON**

10:16a.m. **REP. BALYEAT**

10:17a.m. REP. DEVLIN

**Substitute Motion/Vote:** REP. DEVLIN made a substitute motion that HB310 BE TABLED. Substitute motion carried 16-2 with JACKSON and LASLOVICH voting no. (voice vote)

**EXECUTIVE ACTION ON HB 275**

10:18a.m. REP. CYR

**Motion:** REP. CYR moved that HB 275 DO PASS.

**Discussion:**

10:18a.m. Jeff Martin

**EXHIBIT**(tah13a04)

10:19a.m. REP. CYR

**Motion:** REP. CYR moved that HB 275 BE AMENDED.

**EXHIBIT**(tah13a05)

**Discussion:**

10:20a.m. REP. BALLYEAT

10:23a.m. Jeff Martin

10:25a.m. REP. PETERSON

10:25a.m. Jeff Martin

10:26a.m. REP. PETERSON

10:26a.m. REP. GILLAN

10:27a.m. Jeff Martin

10:27a.m. REP. GILLAN

10:28a.m. Jeff Martin

10:29a.m. REP. GILLAN

10:29a.m. **Jeff Martin**

10:30a.m. **REP. BALLYEAT**

10:32a.m. **REP. GILLAN**

10:33a.m. **Jeff Martin**

10:34a.m. **REP. WAITSCHES**

10:35a.m. **Jeff Martin**

10:35a.m. **REP. WAITSCHES**

10:35a.m. **REP. BALLYEAT**

**Vote:** Motion carried 16-2 with FUCHS and GILLAN voting no.  
(roll call vote)

10:37a.m. **REP. LAMBERT**

**Motion:** REP. LAMBERT moved that HB275 DO PASS AS AMENDED.

**Discussion:**

10:37a.m. **REP. ERICKSON**

10:40a.m. **REP. GILLAN**

10:41a.m. **REP. DEVLIN**

10:41a.m. **REP. FUCHS**

**Vote:** Motion that HB275 DO PASS AS AMENDED failed 9-9 by a tie  
vote with ERICKSON, BRANAE, FORRESTER, LASLOVICH, JACKSON,  
CARNEY, CYR, COHENOUR, LAKE voting aye. (roll call vote)

**ADJOURNMENT**

Adjournment: 10:45 A.M.

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REP. DAN FUCHS, Chairman

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PAMELA SCHINDLER, Secretary

DK/PS

**EXHIBIT** (tah13aad)